Denmead Kolb, witness produced on the part of the Plaintiffs being first duly sworn, deposes and says; My name id Stanley Denmead Kolb and T am a Son of the late David P. Kolb, and one of the Defendants in this cause. My Father, David D. Kolb died on or ablout June 4th, 1922, and left the following as his heirs at law, a widow, Mattha Ellen Kolb, and Six (6) children, namely, Stanley Denmead aged 22 years, Charlotte aged 20 years, Jenette aged 16 years, Mariana aged 14 years, Catherine aged 12 years, and David W. aged 7 years, all residents of Frederick County, Maryland.

At the time of my Father's death he owned a One-half interest in the real estate described in "Exhibits Nos. 1,2,3,4,5,6,7 and 8", the other One-half interest being in his brother, William O. Kolb. I do not believe that these properties can be divided among the parties entitled to interest therein without material loss and injury.

The property consists of dwellings and store properties in Frederick City, I believe it would be to the interest and advantage of all the parties to this suit to have the real estate, mentioned nerein, sold and the proceeds divided.

To the general interrogatory?

Nothing further.

(Filed July 19,1922)

Stabley Denmead Kolb.

	DECREE.	
William O.Kolb, et al.	77	No.10555 Equity.
	***	In the Circuit Court for
Vs.	f t	
	77 *1	Frederick County, Sitting as
Martha E.Kolb, et al.	71	a Court of Equity.
	**	T. 1
	**	July Term 1922.

The above cause standing ready for a hearing, and being submitted, the Bill, Answer, Exhibits testimony taken in open Court and transcribed from the Stenographers notes and all other proceedings were by the Court read and considered and the Court being satisfied from the evidence that the property mentioned in the proceedings cannot be divided without loss and injury.

It is thereupon, this 18th day of July in the year eighteen hundred and twenty-two by the Circu it Court for Frederick County, as a Court of Equity, and by the authority of said Court, adjudged. ordered, and decreed, that the land and premises mentioned in these proceedings and described in Exhibits 1,2,3,4,5,6,7 and 8, be sold; and that the disposition of property described in "Exhibit No.9"be reserved for future consideration and decree and that William M.Storm and H.Kieffer De-Lauter of Frederick County, be, and they are hereby appointed Trustee to make the said sales, and that the course and manner of their proceedings shall be as follows; they shall first filed in the Clerk's office of this Court, a BOND to the State of Maryland, executed by them with a surety, or sureties, to be approved by the Court, or the Clerk thereof, in the penalty of One Hundred Thousand Dollars, conditioned for the faithful performance of the trust reposed in them by this decree. or which may be reposed in them by any future order, or decree in the premises. They shall then proceed to make sale of the said Real Estate, having first given at least three weeks previous notice inserted in some newspaper printed in Frederick County and such other notice as they think proper of the time place manner and terms of sale; which terms shall be as follows; One half of the jurchase money to be paid in cash on the day of sale, or on the ratification thereof by the Court the residue in six months the purchaser or purchasers giving his, her, or their notes, with approved security and bearing interest from the day of sale for the deferred payments or all cash at the option of the purchaser and as soon as may be convenient after any such sale or sales, the said Trustee shall return to this court a full and particular account of the same, with am affidavit of the trust thereof, and of the fairness of such sale or sales, annexed, and on the ratification of such sale or sales by the Court, and on payment of the whole purchase money, and not before the said Trustees by a ggod and sufficient deed to be executed and acknowledged agreeably to law.

shall convey to the purchaser or purchasers of the said property, and to his, her or their heirs.